

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

ORDER

The motion to dismiss for failure to state a claim upon which relief can be granted, ECF No. 13, pursuant to Rule 12(b)(6) for all of the allegedly defamatory statements contained in the Letter is **GRANTED**. These claims are **DISMISSED with prejudice**. This same motion is **GRANTED** as to Count III, Count IV, and Count V. Insofar as Counts III–V are predicated upon the Letter, they are **DISMISSED with prejudice**. The

defendants' motion to stay discovery, ECF No. 16, is **DENIED** as moot. The defendants' motion for attorney's fees is **DENIED**.

It is **SO ORDERED**.

Entered:

03-19-19

/s/ Michael F. Urbanski

Michael F. Urbanski
Chief United States District Judge